

Senator Gooch (by leave) introduced a bill entitled "An act to prescribe the obligation and security which shall be given by students who may be admitted and taught in the normal schools of this state."

Referred to committee on education.

Senator Tilson, for judiciary committee No. 1 (by leave), submitted the following report:

COMMITTEE ROOM, AUSTIN, June 27, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your judiciary committee No. 1 have had under consideration House bill No. 27, to be entitled "An act to diminish the civil and criminal jurisdiction of the county courts of Upshur, Erath, Comanche, Eastland, Palo Pinto, Stephens, Shackelford, Throckmorton, Taylor, Callahan and Panola counties, and to conform the jurisdiction of district courts of said counties to such change," and I am instructed by said committee to report said bill back with the recommendation that it do pass.

TILSON, *for Committee.*

Bill just reported read first time.

Senator Brown, chairman of committee on engrossed bills, submitted the following report:

COMMITTEE ROOM, AUSTIN, June 27, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on engrossed bills herewith respectfully return to the Senate and report correctly engrossed Senate bill No. 15, entitled "An act to amend section 60 of an act entitled 'an act to provide for the organization of the state penitentiaries, and to regulate the management of the convicts therein,' approved March 24, 1879;"

Also, Senate bill No. 20, substitute for House bill No. 12, entitled "An act to amend articles 1057, 1058 and 1059 of the Code of Criminal Procedure of the State of Texas, passed and adopted at the regular session of the Sixteenth Legislature."

BROWN, *Chairman.*

The president, after publicly reading its caption, signed House bill No. 63, entitled "An act to change and fix the times of holding the terms of the district courts in the eleventh judicial district of this state."

On motion of Senator Blassingame, the Senate adjourned until 9 o'clock A. M. to-morrow.

## SEVENTEENTH DAY.

SENATE CHAMBER, }  
AUSTIN, TEXAS, June 28, 1879. }

Senate met pursuant to adjournment; president in the chair. Roll called; quorum present. Prayer by the chaplain.

On motion of Senator Ledbetter, the reading of the journals of yesterday was dispensed with and the same adopted.

Senator Gooch entered a motion to reconsider the vote taken yesterday on the final passage of Senate bill No. 38, with regard to attaching certain counties to Wheeler county for judicial and other purposes.

(President *pro tempore* in the chair.)

Senator Martin presented a memorial from many citizens of Mexia and vicinity in Limestone county, containing resolutions adopted in mass meeting by said citizens in the town of Mexia on the seventeenth instant,

"Asking for the repeal of the occupation tax law; stating that the occupation tax in many cases is unjust and oppressive; that it was increased by the Sixteenth Legislature on many occupations considered honorable and useful, and that if the occupation tax is not repealed or modified it will continue to be a just cause of complaint and fruitful source of oppression and dissatisfaction, etc."

Referred to committee on finance.

Senator Houston presented a memorial from numerous citizens of San Antonio, "Asking for the repeal of the tax known as the 'drummers' tax; stating that they believe it to be inconsistent with the constitution of the United States; that it indirectly imposes a tax upon the people; deprives us of the competition of trade; will retard immigration to our state, restrict the investment of foreign capital in our railroad and commercial interests, and finally depriving our state of the benefit of a class noted for honor, intelligence and integrity; but worse than this, the state will lose the great amount of money expended in our state by said drumming gentry."

On motion of Senator Homan, the memorial was referred to committee on retrenchment and reform.

A message was received from the House announcing the passage by that body of House bill No. 41, entitled "An act to provide for the transfer of judgments rendered in the county courts where the civil and criminal jurisdiction (or either) has been transferred to the district courts, and to authorize the enforcement thereof."

House bill No. 41, just reported from the House, was referred to judiciary committee No. 2.

Senator Shannon, chairman of committee on internal improvements, submitted the following report:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on internal improvements have had under consideration Senate bill No. 52, "An act to amend an act entitled 'an act to extend the time within which railway corporations heretofore organized under the general laws of the State of Texas, and having begun the construction of their road and required to construct, equip and put in good running order portions thereof,'" and I am instructed to report the accompanying substitute therefor, and ask its passage, and that fifty copies thereof be printed.

SHANNON, *Chairman.*

Bill read first time, and, on motion of Senator Edwards, fifty copies of the same were ordered printed.

Senator Houston, chairman of committee on state affairs, submitted the following reports:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on state affairs, to whom was referred Senate bill No. 23, "An act to provide for the sale of alternate sections of land set apart and appropriated for the support of the public schools," have had the same under consideration, and I am instructed to report it back to the Senate and ask that 200 copies of the said bill be printed for the use of this committee and the Senate.

HOUSTON, *Chairman.*

Bill read first time and 200 copies ordered printed.

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on state affairs, to whom was referred Senate bill No. 12, "An act making provision for the return to the comptroller's office, before the meeting of each regular session of the Legislature, of all sheriffs', attorneys', or other valid claims against the state, for which warrants may not have been issued, so that correct estimates may be made of any deficiencies in the appropriations, and to prevent the issuance of 'O K' certificates," have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOUSTON, *Chairman.*

Bill read first time.

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on state affairs, to whom was referred Senate bill No. 14, "An act providing for the sale of the asylum, university and public free school lands of the State of Texas," have had the same under consideration, and I am instructed to report it back to the Senate and ask that two hundred copies of the said bill be printed for the use of this committee and the Senate.

HOUSTON, *Chairman.*

Bill read first time and two hundred copies ordered printed.

Senator Terrell, chairman of judiciary committee No. 1, submitted the following reports:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your judiciary committee No. 1, to whom was referred House bill No. 63, "An act to diminish the civil jurisdiction of the county court of Navarro county, and to conform the jurisdiction of the district court of said county to such change," have considered the same, and I am instructed to report it back to the Senate with the recommendation that it do pass.

TERRELL, *Chairman.*

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your judiciary committee No. 1; to whom was referred Senate bill No. 62, "An act to provide for the sale of lands that heretofore have, or may hereafter escheat to the state," have considered the same, and I am instructed to report that there is no law in existence by which a citizen can acquire a title to escheated lands, and they recommend that the bill do pass.

TERRELL, *Chairman.*

Senator Duncan offered the following resolution:

*Resolved,* That as the secretary of the Senate is in some doubt as to the propriety of furnishing the *Galveston News* with a copy of the journals of this extra session of the Legislature, in view of the passage of the resolution providing for the binding and distribution of the *Legislative Record*, that the secretary be and is hereby authorized to furnish said journals to the *News* as formerly.

Senator Burnett moved to refer the resolution to the committee on public printing.

(President in the chair.)

Senator Burnett offered the following as a substitute for the pending resolution:

*Resolved*, That, whereas, the Senate has heretofore contracted for the printing of 500 extra copies of the Senate legislative journal, with a view of having them bound as the official journal, the secretary is hereby instructed not to furnish the journals of this body to the public printer for reprinting or republication.

Senator Burnett then withdrew his motion to refer the resolution to the committee on public printing.

Senator Storey moved to refer the resolution and substitute to judiciary committee No. 1.

Carried.

Senator Edwards moved to suspend the rules and take up Senate bill No. 36, entitled "An act to amend section 7 of 'an act to provide for the public printing, binding and stationery by contract,' approved June 24, 1876."

Carried and bill read second time.

On motion of Senator Davenport, the bill was referred to judiciary committee No. 1, and fifty copies ordered printed.

Senator Drnean introduced a bill entitled "An act to amend section 22, final title of an act entitled 'an act to adopt and establish the Revised Civil Statutes,' passed February 21, 1879, and to amend section 4 of an act entitled 'an act to adopt and establish the Penal Code and Code of Criminal Procedure,' passed February 21, 1879."

Referred to judiciary committee No. 1.

Senator Martin moved to suspend the rules to take up House bill No. 65, entitled "An act to diminish the civil jurisdiction of the county court of Navarro county, and to conform the jurisdiction of the district court of said county to such change."

Carried.

Senator Martin moved to suspend the rules and place the bill on its third reading.

Carried by the following vote:

YEAS.

Blassingame,	Duncan,	Homan,	Ripetoe,
Brown,	Ford,	Houston,	Shannon,
Buchanan,	Gooch,	Lair,	Storey,
Burnett,	Grace,	Lane,	Street,
Burton,	Guy,	Ledbetter,	Terrell,
Davenport,	Hobby,	Martin,	Tilson—24.

NAYS—none.

Not voting—Edwards, McCulloch, Moore, Motley, Patton, Stewart, Swain.

Bill read second time and passed to a third reading.

Senator Martin moved to suspend the rules and place the bill on its third reading.

Carried by the following vote:

YEAS.

Blassingame,	Edwards,	Homan,	Shannon,
Brown,	Ford,	Houston,	Stewart,
Buchanan,	Gooch,	Ledbetter,	Storey,
Burnett,	Grace,	Martin,	Street,
Burton,	Guy,	Patton,	Terrell,
Duncan,	Hobby,	Ripetoe,	Tilson—24.

NAYS—none.

Not voting—Davenport, Lane, Lair, McCulloch, Moore, Motley, Swain.

Bill read third time and passed by the following vote:

## YEAS.

Blassingame,	Edwards,	Houston.	Ripetoe,
Brown,	Ford,	Lair,	Shannon,
Burnett,	Gooch,	Lane,	Storey,
Burton,	Grace,	Ledbetter,	Terrell,
Davenport,	Guy,	Martin,	Tilson—23.
Duncan,	Hobby,	Patton,	

## NAYS—none.

Not voting—Buchanan, Homan, McCulloch, Moore, Motley, Stewart, Street, Swain.

On motion of Senator Houston, Senator Motley was excused until Tuesday morning next.

On motion of Senator Shannon, Senator McCulloch was excused for the day on account of sickness.

On motion of Senator Duncan, Senator Homan was excused for four days from Monday next.

Senator Terrell moved to suspend the rules and take up Senate bill No. 62, entitled "An act to provide for the sale of lands that heretofore have or that may hereafter escheat to the state."

Carried.

Senator Terrell moved to suspend the rule and place the bill on its second reading.

Carried by the following vote:

## YEAS.

Blassingame,	Edwards,	Houston,	Shannon,
Brown,	Ford,	Lair,	Stewart,
Buchanan,	Gooch,	Lane,	Storey,
Burnett,	Grace,	Ledbetter,	Street,
Burton,	Guy,	Martin,	Terrell,
Davenport,	Hobby,	Patton,	Tilson—27.
Duncan,	Homan,	Ripetoe,	

## NAYS—none.

Not voting—McCulloch, Moore, Motley, Swain.

Bill read second time.

The hour for the special order having arrived the pending bill went to the table.

Senator Lane moved to postpone the special order five minutes, suspend the rules and take up Senate bill No. 42, entitled "An act to amend article 3962, chapter 10, title 79, Revised Statutes."

Carried and bill read second time.

Senator Gooch offered the following amendment:

Amend by adding to section .....: "*Provided*, such surveys shall have been regularly mapped, or there be sufficient evidence that no previous survey has been legally filed in the land office covering the same ground as represented on the maps of the office."

Adopted and bill ordered engrossed.

Senator Lane moved to suspend the rules and place the bill on its third reading.

Carried by the following vote:

## YEAS.

Blassingame,	Davenport,	Grace,	Houston,
Brown,	Edwards,	Guy,	Lair,
Buchanan,	Ford,	Hobby,	Ledbetter,
Burnett,	Gooch,	Homan,	Martin,

Moore,  
Patton,  
Shannon,

Stewart,  
Storey,

Street,  
Swain.

Terrell,  
Tilson—25.

NAYS—none.

Not voting—Burton, Duncan, Lane, McCulloch, Ripetoe.

Bill read third time.

The time of the suspension of the rules having expired, on motion of Senator Lane, the time was further suspended and bill passed by the following vote:

YEAS.

Blossingame,  
Brown,  
Buchanan,  
Burnett,  
Davenport,  
Duncan,  
Edwards,

Ford,  
Gooch,  
Grace,  
Guy,  
Hobby,  
Lair,

Lane,  
Ledbetter,  
Martin,  
Moore,  
Patton,  
Shannon.

Stewart,  
Storey,  
Street,  
Swain,  
Terrell,  
Tilson—25.

NAYS—Houston.

Not voting—Burton, Homan, McCulloch, Ripetoe.

(President *pro tempore* in the chair.)

The special order being substitute for Senate bill No. 11, entitled "An act to amend articles 672 and 673 of chapter 2, article 22 of the Revised Civil Statutes of the State of Texas, and to repeal article 675 of said chapter, relating to organized counties," was taken up and read second time.

Senator Shannon moved to indefinitely postpone the bill and committee's substitute.

Carried.

Senator Brown, chairman of committee on engrossed bills, submitted the following report:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on engrossed bills have examined Senate bill No. 41, entitled "An act amendatory of an act amending section 46 of an act to encourage stockraising and for the protection of stockraisers, approved April 22, 1879," and find it correctly engrossed. BROWN, *Chairman*.

A message was received from the House announcing the passage by that body of House bill No. 42, entitled "An act to validate the titles to land reserved from location or patent at the time titles issued thereto."

The following message was received from his excellency the governor:

EXECUTIVE OFFICE, STATE OF TEXAS, }  
AUSTIN, June 28, 1879. }

*To the honorable Senate and House of Representatives, in the Legislature assembled:*

In consideration of the numerous memorials upon this subject, I respectfully submit to your consideration the propriety of an amendment of the occupation tax upon merchants, should you think proper to legislate on that subject.

Also the amendment of the laws relating to the practice of medicine.

Also such action as the Legislature may see proper to take on the subject of the land frauds and the procuring of evidence, and the investigation of the same.

I would most respectfully represent to the Legislature that I have been receiving almost daily, information of the killing of convicts at the camps in Wood county, and have given direction for the assistant superintendent lately appointed, as soon as he accepts and is sworn into office, to investigate that matter. The people in that section of the state are aroused by what they allege to be repeated and shocking acts of cruelty in the guards in killing the convicts, and in the mode of keeping them and working them under the guards. Much of this information has but recently come to my knowledge by telegrams and in other unofficial manner, but it is sufficiently authentic to impose on me the duty of asking the Legislature now in session to make such investigation and take such action as the importance of the matter demands.

(Signed)

O. M. ROBERTS, *Governor.*

Senator Brown, chairman of the committee on engrossed bills, submitted the following reports:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on engrossed bills have examined Senate bill No. 46, entitled "An act to fix in favor of contractors, sub-contractors and material men, liens on railroads for labor done thereon and material furnished therefor, and to provide for the speedy and efficient enforcement of said liens;"

Also, Senate bill No. 51, entitled "An act to define what property used for school purposes is exempt from taxation under section 2, article 8 of the constitution," and find said bill correctly engrossed.

BROWN, *Chairman.*

The special order being substitute for Senate bill No. 32, entitled "An act to provide for the assessment of sleeping, dining-room, palace or parlor cars, used upon the railroads of this state, and to prescribe the method for levying and collecting the tax hereby imposed upon the same, and to repeal all former laws in conflict therewith," was taken up.

Senator Houston offered the following amendment:

Insert the following as section 4:

"Section 4. Should the comptroller and the persons, firms, companies or corporations liable to tax under the provisions of this act, their agents or attorneys, fail to agree as to the valuation which shall be made of the property taxed hereunder, then they shall each select one disinterested person to make a valuation of such property. Should the two persons so selected fail to agree upon a valuation to be made, then they shall select a third disinterested person to act with them, and the valuation made by such person so selected, shall be accepted by all parties and the property rendered thereat."

Adopted.

Also the following:

Strike out all of section 1, page 3, after the word "taxation" in line two.

Adopted by the following vote:

YEAS.

Blassingame,  
Buchanan,  
Burnett,  
Duncan,

Gooch,  
Guy,  
Hobby,  
Homan,

Houston,  
Martin,  
Moore,

Patton,  
Shannon,  
Swain—14.

## NAYS.

Brown,	Grace,	Ledbetter,	Street,
Davenport,	Lair,	Stewart,	Terrell,
Edwards,	Lane,	Storey,	Tilson—13.
Ford,			

Not voting—Burton, Ripetoe.

Senator Burnett offered the following amendment:

Strike out the words "be it further enacted" at beginning of sections 2, 3 and 4.

Adopted.

Senator Edwards offered the following amendment:

Line nine, page 3, after the word "assessment," insert "and ten dollars occupation tax on each car;" and in line seven, after the word "ad valorem," insert the word "state."

Senator Duncan called for a division of the question.

Senator Patton offered the following substitute for the pending amendment:

In section 2, page 3, line seven, between the words "cent" and "upon," insert "for state purposes and one-quarter of one per cent. for county purposes, to be distributed among the counties through which said cars pass in proportion to the number of miles traveled over each county;" and in line twenty-five, section 3, page 3, insert between the words "cent" and "hereby," "and the one-quarter of one per cent."

Senator Edwards withdrew his amendment:

Senator Patton's amendment was lost by the following vote:

## YEAS.

Blassingame.	Burton,	Hobby,	Patton,
Buchanan,	Duncan,	Lair,	Tilson—10.
Burnett,	Gooch,		

## NAYS.

Brown,	Guy,	Ledbetter,	Storey,
Davenport,	Homan,	Moore,	Street,
Edwards,	Houston,	Ripetoe,	Swain,
Ford,	Lane.	Stewart,	Terrell—17.
Grace,			

Not voting—Martin, Shannon.

Senator Edwards offered the following amendment:

Strike out, in line three, page 2, the words "and run over," and insert the words "assigned to."

Senator Grace moved the previous question on the pending amendment and the engrossment of the bill.

Motion seconded and main question ordered.

Senator Edwards' amendment was adopted and bill ordered engrossed.

Senator Grace moved to suspend the rules and place the bill on its third reading.

Carried by the following vote:

## YEAS.

Blassingame,	Edwards,	Houston,	Stewart,
Brown,	Ford,	Ledbetter,	Storey,
Buchanan,	Gooch,	Martin,	Street,
Burnett,	Grace,	Moore,	Terrell,
Burton,	Guy,	Patton,	Tilson—28.
Davenport,	Hobby,	Ripetoe,	

## NAYS.

Duncan,

Lair—2.



Not voting—Homan, Lane, Shannon, Swain.

Bill read third time.

A message was received from the House announcing the passage by that body of House bill No. 33, entitled "An act to better provide for and facilitate the collection of all judgments in favor of the state or any county thereof."

(President in the chair.)

House bill No. 42, received from the House this morning, was taken up and referred to committee on public lands.

Senator Edwards moved to refer that portion of the governor's message relating to the treatment of convicts to the committee on state affairs.

Carried.

Senator Duncan offered the following resolution:

*Resolved by the Senate, the House concurring,* That a committee of two members of the House and one of the Senate be appointed by the speaker of the House and president of the Senate, respectively, which said committee shall immediately proceed to examine into the treatment of convicts in the various camps and penitentiaries of this state, and shall have power to send for persons and papers and compel witnesses to testify and to examine convicts, and they shall frame a full report of the condition and treatment of all convicts in the state, which shall be returned to the governor for his action. Said committee shall sit no longer than two months, and shall receive out of the appropriation for per diem and mileage of the present session of the Sixteenth Legislature the sum of five dollars per day each member, and out of the contingent fund of the same session shall be allowed all necessary traveling and other expenses, including stamps and stationery, which account shall be allowed by the comptroller on the certificate of the entire committee.

Senator Grace moved to reconsider the vote referring the portion of the governor's message "with regard to penitentiary convicts," to the committee on state affairs.

Carried.

Senator Buchanan moved to refer that portion of the governor's message referred to, and the resolution of Senator Duncan, to committee on penitentiary.

Carried.

Substitute for Senate bill No. 32 (already described by caption) was resumed.

Senator Gooch offered the following amendment:

Section 1, line three, strike out "assigned to," which was adopted instead of "and run over," and insert "and run over;" and add to section 1 the following: "*provided*, that no greater number of cars shall be taxed than that number which shall be regularly or usually in the state."

Adopted by the following vote:

Blassingame,	Ford,	YEAS.	Lane,	Shannon,
Brown,	Gooch.		Ledbetter.	Storey,
Buchanan,	Grace,		Martin,	Street,
Burnett,	Guy,		McCulloch,	Swain,
Burton,	Homan,		Moore,	Terrell,
Davenport,	Houston.		Patton.	Tilson—27.
Edwards,	Lair,		Ripetoe	
		NAYS—none		

Not voting—Duncan, Hobby, Stewart.

Bill passed by the following vote:

## YEAS.

Blassingame,	Ford,	Lane,	Ripetoe,
Brown,	Gooch,	Ledbetter,	Storey,
Buchanan,	Grace,	Martin,	Street,
Burnett,	Guy,	McCulloch,	Swain,
Burton,	Homan,	Moore,	Terrell,
Davenport,	Houston,	Patton,	Tilson—26.
Edwards,	Lair,		

## NAYS.

Duncan,  
Not voting—Hobby, Stewart.

Shannon—2.

The following communication was laid before the Senate by the president:

SENATE CHAMBER,  
AUSTIN, TEXAS, June 28, 1879. }

*Hon. J. D. Sayers, President of the Senate :*

SIR—I have to express to you my grateful acknowledgements in selecting me, on the part of the Senate, to act as a member of the committee on land frands, by virtue of joint resolution of the regular session of the Sixteenth Legislature, approved April 26, 1879. At the date of my appointment, we did not have in consideration a call of extra session of the Legislature, and I accepted, deeming that I would have the necessary time, on returning home, to attend to my private business before the session of the committee, as required by law.

This extra or call session of the Legislature has intervened, and such has been my pecuniary losses and the confusion of my private affairs, that I am now constrained to respectfully tender my resignation and request its acceptance.

With the highest consideration of respect, I am truly your obedient servant,

E. R. LANE.

On motion of Senator Houston, the communication was referred to judiciary committee No. 1 with the request that they report upon it.

Senator Martin (by leave) presented a petition of the citizens of Limestone county, asking that the civil and criminal jurisdiction of their county court be diminished.

Referred to judiciary committee No. 1.

Senator Martin (by leave) introduced a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county court of Limestone county, and conform the jurisdiction of the district court of said county to such change."

Senator Storey, chairman of committee on finance (by leave), submitted the following report:

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate :*

Your committee on finance, to whom was referred House bill No. 20, entitled "An act to repeal 'an act to amend article 4759 of the Revised Civil Statutes of the State of Texas, adopted on the ..... day of February, 1879,' approved April 22, A. D. 1879," have duly considered the same, and I am instructed by the committee to report the bill back to the Senate with the recommendation that it do not pass.

STOREY, *Chairman.*

The bill just reported was read first time.

Senator Gooch (by leave) introduced a bill entitled "An act to amend chapter 3, title 15 of the Code of Criminal Procedure of the State of Texas, passed at the first session of the Sixteenth Legislature in the year 1879, by creating articles 1075 and 1076 thereof, relating to costs paid by counties."

Referred to judiciary committee No. 2.

Also a bill to be entitled "An act to amend article 1333 of the Revised Civil Statutes of the State of Texas, passed at the regular session of the Sixteenth Legislature, as amended by the act amendatory thereof, approved April 19, 1879."

Referred to judiciary committee No. 2.

On motion of Senator Davenport, Senator Duncan was excused from Monday to Wednesday next, inclusive, on account of important business.

Senator Storey, chairman committee on finance (by leave), submitted the following reports :

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate :*

Your committee on finance have had under consideration Senate bill No. 63, entitled "An act to authorize and require the destruction of certain bonds not sold and now in the vaults of the treasury of the state," and have instructed me to report the bill to the Senate with the recommendation that it pass.

STOREY, *Chairman.*

The bill just reported was read first time.

COMMITTEE ROOM, AUSTIN, June 28, 1879.

*Hon. J. D. Sayers, President of the Senate :*

Your committee on finance, to whom was referred Senate bill No. 61, entitled "An act to authorize the state treasurer to keep a special deposit account with the general land office, and to provide how money shall be placed to the credit of said account, and how withdrawn or transferred," have duly considered the same, and instruct me to report the bill back to the Senate with the recommendation that it pass.

STOREY, *Chairman.*

The bill just reported was read first time.

Senator Storey (by leave) introduced a bill to be entitled "An act making appropriations for certain deficiencies beginning January 1, 1875, and ending February 28, 1879, and for previous years."

Referred to committee on finance.

Senator Burton moved to suspend the rules and take up Senate bill No. 41, entitled "An act to amend article 3962, chapter 10, title 79, Revised Statutes."

Carried and bill read third time.

Senator Shannon offered the following amendment :

"Strike out Parker."

Carried by the following vote :

Blossingame,	Gooch,	YEAS.	Lane,	Shannon,
Brown,	Grace,		Ledbetter,	Storey,
Burnett,	Guy,		Martin,	Street,
Burton,	Hobby,		Moore,	Terrell,
Davenport,	Houston,		Patton,	Tilson—23.
Edwards,	Lair,		Ripetoe,	
		NAYS—none.		

Not voting—Buchanan, Duncan, Ford, Homan, Stewart, Swain.

The bill was then passed by the following vote :

YEAS.			
Blassingame,	Edwards,	Houston,	Storey
Brown,	Ford,	Lair,	Street,
Buchanan,	Gooch,	Lane,	Swain,
Burnett,	Grace,	Martin,	Terrell,
Burton,	Guy,	Moore,	Tilson—23.
Davenport,	Hobby,	Shannon,	

NAYS—none.

Not voting—Duncan, Homan, Ledbetter, Patton, Ripetoe, Stewart.

Senator Martin moved to suspend the rules and take up Senate bill No. 59, entitled "An act to exempt from taxation horse races at agricultural and stock associations and fairs, when run under the auspices of said associations or under the direction of a jockey club."

Carried and bill read second time.

The substitute of Senator Lane was adopted and bill ordered engrossed.

Senator Edwards moved to suspend the rules and place the bill on its third reading.

Carried by the following vote:

YEAS.			
Buchanan,	Gooch,	Lane,	Storey,
Burton,	Grace,	Martin,	Street,
Davenport,	Guy,	Patton,	Swain,
Edwards,	Hobby,	Ripetoe,	Terrell,
Ford,	Houston,	Shannon,	Tilson—20.

NAYS.

Blassingame,	Burnett,	Lair,	Moore—5.
Brown,			

Not voting—Duncan, Homan, Stewart.

Bill read third time and passed by the following vote:

YEAS.			
Burton,	Gooch,	Martin,	Storey,
Davenport,	Guy,	Patton,	Street,
Duncan,	Houston,	Ripetoe,	Swain,
Edwards,	Lane,	Shannon,	Terrell,
Ford,	Ledbetter,	Stewart,	Tilson—20.

NAYS.

Blassingame,	Burnett,	Hobby,	Lair,
Brown,	Grace,	Homan,	Moore—9.
Buchanan,			

Senator Brown, chairman of committee on engrossed bills, submitted the following report:

COMMITTEE ROOM, AUSTIN, JUNE 28, 1879.

*Hon. J. D. Sayers, President of the Senate:*

Your committee on engrossed bills have examined and report correctly engrossed Senate bill No. . . ., entitled "An act to enable the municipal authorities of towns and cities and the commissioners' courts of the counties wherein such towns and cities are situated, to co-operate with each other in improvements connected with the town, or city and county necessary to promote the sanitary regulations thereof."

BROWN, *Chairman.*

On motion of Senator Houston, the Senate adjourned until 9 o'clock Monday morning.